

Department of State Lands
775 Summer Street, Suite 100
Salem, OR 97301-1279
☎ 503-986-5200

Permit No.:	<u>59659-RP</u>
Permit Type:	<u>Removal</u>
Waterway:	<u>Rogue River</u>
County:	<u>Josephine</u>
Expiration Date:	<u>April 17, 2018</u>

GRANTS PASS PUBLIC WORKS

IS AUTHORIZED IN ACCORDANCE WITH ORS 196.800 TO 196.990 TO PERFORM THE OPERATIONS DESCRIBED IN THE ATTACHED COPY OF THE APPLICATION, SUBJECT TO THE SPECIAL CONDITIONS LISTED ON ATTACHMENT A AND TO THE FOLLOWING GENERAL CONDITIONS:

1. This permit does not authorize trespass on the lands of others. The permit holder shall obtain all necessary access permits or rights-of-way before entering lands owned by another. For new linear facility projects, the removal-fill activity cannot occur until the permit holder obtains either the landowner's consent, a right, title or interest with respect to the property that is sufficient to undertake the removal or fill activity, or a court order or judgment authorizing the use of the property.
2. This permit does not authorize any work that is not in compliance with local zoning or other local, state, or federal regulation pertaining to the operations authorized by this permit. The permit holder is responsible for obtaining the necessary approvals and permits before proceeding under this permit.
3. All work done under this permit shall comply with Oregon Administrative Rules, Chapter 340; Standards of Quality for Public Waters of Oregon. Specific water quality provisions for this project are set forth on Attachment A.
4. Violations of the terms and conditions of this permit are subject to administrative and/or legal action, which may result in revocation of the permit or damages. The permit holder is responsible for the activities of all contractors or other operators involved in work done at the site or under this permit.
5. Employees of the Department of State Lands (DSL) and all duly authorized representatives of the Director shall be permitted access to the project area at all reasonable times for the purpose of inspecting work performed under this permit.
6. Any permit holder who objects to the conditions of this permit may request a hearing from the Director, in writing, within twenty-one (21) calendar days of the date this permit was issued.
7. In issuing this permit, DSL of State Lands makes no representation regarding the quality or adequacy of the permitted project design, materials, construction, or maintenance, except to approve the project's design and materials, as set forth in the permit application, as satisfying the resource protection, scenic, safety, recreation, and public access requirements of ORS Chapters 196, 390, and related administrative rules.
8. Permittee shall defend and hold harmless the State of Oregon, and its officers, agents, and employees from any claim, suit, or action for property damage or personal injury or death arising out of the design, material, construction, or maintenance of the permitted improvements.
9. Authorization from the U.S. Army Corps of Engineers may also be required.

NOTICE: If removal is from state-owned submerged and submersible land, the permittee shall comply with leasing and royalty provisions of ORS 274.530. If the project involves creation of new lands by filling on state-owned submerged or submersible lands, you shall comply with ORS 274.905 to 274.940 if you want a transfer of title; public rights to such filled lands are not extinguished by issuance of this permit. This permit does not relieve the permittee of an obligation to secure appropriate leases from DSL of State Lands, to conduct activities on state-owned submerged or submersible lands. Failure to comply with these requirements may result in civil or criminal liability. For more information about these requirements, please contact Department of State Lands, 503-986-5200.

Kirk Jarvie, Southern Region Manager
Aquatic Resource Management
Oregon Department of State Lands


Authorized Signature

April 17, 2018
Date Issued

ATTACHMENT A

Permit Holder: City of Grants Pass

Project Name: Rogue River Bridge Footing

Special Conditions for Removal/Fill Permit No. 59659-RP

READ AND BECOME FAMILIAR WITH CONDITIONS OF YOUR PERMIT.

The project site may be inspected by the Department of State Lands (DSL) as part of our monitoring program. DSL has the right to stop or modify the project at any time if you are not in compliance with these conditions. A copy of this permit shall be available at the work site whenever authorized operations are being conducted.

1. **Responsible Party:** By signature on the application, Jason Canady is acting as the representative of City of Grants Pass. By proceeding under this permit, Grants Pass agrees to comply with and fulfill all terms and conditions of this permit, unless the permit is officially transferred to another party as approved by DSL.
2. **Authorization to Conduct Removal and/or Fill:** This permit authorizes the removal of up to 250 cubic yards of material in T36S R05W Section 20, Tax Lot(s) 1000 within Rogue River, in Josephine County, as described in the attached permit application, map and drawings, received December 30, 2016. In the event information in the application conflicts with these permit conditions, the permit conditions prevail. See Attachment B for project location(s).
3. **Work Period in Jurisdictional Areas:** To the extent practicable, the in water work for this project shall be limited to July 1-31, and in any event fill or removal activities below the ordinary high water elevation of Rogue River must occur between **June 15 and August 31**, unless otherwise coordinated with Oregon Department of Fish and Wildlife and approved in writing by DSL. Work is prohibited when fish eggs are present within the reach where the authorized activities are being conducted.
4. **Changes to the Project or Inconsistent Requirements from Other Permits:** It is the permittee's responsibility to ensure that all state, federal and local permits are consistent and compatible with the final approved project plans and the project as executed. Any changes made in project design, implementation and/or operating conditions to comply with conditions imposed by other permits resulting in removal/fill activity must be approved by DSL prior to implementation.
5. **DSL May Halt or Modify:** DSL retains the authority to temporarily halt or modify the project or require rectification in case of unforeseen damage.
6. **DSL May Modify Conditions Upon Permit Renewal:** DSL retains the authority to modify conditions upon renewal, as appropriate, pursuant to the applicable rules in effect at the time of the request for renewal or to protect waters of this state.

Pre-Construction

7. **Stormwater Management Approval Required Before Beginning Work:** Prior to the start of construction, the permittee shall obtain a National Pollution Discharge Elimination System

(NPDES) permit from the Oregon Department of Environmental Quality (DEQ), if one is required by DEQ.

General Construction Conditions

8. **Water Quality Certification:** The Department of Environmental Quality (DEQ) may evaluate this project for a Clean Water Act Section 401 Water Quality Certification (WQC). If the evaluation results in issuance of a Section 401 WQC, that turbidity condition will govern any allowable turbidity exceedance and monitoring requirements.
9. **Erosion Control Methods:** The following erosion control measures (and others as appropriate) shall be installed prior to construction and maintained during and after construction as appropriate, to prevent erosion and minimize movement of soil into waters of this state.
 - a. All exposed soils shall be stabilized during and after construction in order to prevent erosion and sedimentation.
 - b. Filter bags, sediment fences, sediment traps or catch basins, leave strips or berms, or other measures shall be used to prevent movement of soil into waterways and wetlands.
 - c. To prevent erosion, use of compost berms, impervious materials or other equally effective methods, shall be used to protect soil stockpiled during rain events or when the stockpile site is not moved or reshaped for more than 48 hours.
 - d. Unless part of the authorized permanent fill, all construction access points through, and staging areas in, riparian and wetland areas shall use removable pads or mats to prevent soil compaction. However, in some wetland areas under dry summer conditions, this requirement may be waived upon approval by DSL. At project completion, disturbed areas with soil exposed by construction activities shall be stabilized by mulching and native vegetative plantings/seeding. Sterile grass may be used instead of native vegetation for temporary sediment control. If soils are to remain exposed more than seven days after completion of the work, they shall be covered with erosion control pads, mats or similar erosion control devices until vegetative stabilization is installed.
 - e. Where vegetation is used for erosion control on slopes steeper than 2:1, a tackified seed mulch shall be used so the seed does not wash away before germination and rooting.
 - f. Dredged or other excavated material shall be placed on upland areas having stable slopes and shall be prevented from eroding back into waterways and wetlands.
 - g. Erosion control measures shall be inspected and maintained as necessary to ensure their continued effectiveness until soils become stabilized.
 - h. All erosion control structures shall be removed when the project is complete and soils are stabilized and vegetated.
10. **Hazardous, Toxic, and Waste Material Handling:** Petroleum products, chemicals, fresh cement, sandblasted material and chipped paint, wood treated with leachable preservatives or other deleterious waste materials shall not be allowed to enter waters of this state. Machinery refueling is to occur at least 150 feet from waters of this state and confined in a designated area to prevent spillage into waters of this state. Barges shall have containment system to effectively prevent petroleum products or other deleterious material from entering waters of this state. Project-related spills into waters of this state or onto land with a potential to enter waters of this state shall be reported to the Oregon Emergency Response System (OERS) at 1-800-452-0311.

11. **Federally Listed Endangered or Threatened Species:** When listed species are present, the authorization holder shall comply with the Federal Endangered Species Act. If previously unknown listed species are encountered during construction, all construction activity shall immediately cease and the permit holder shall contact DSL.
12. **Archaeological Resources:** If any archaeological resources and/or artifacts are encountered during construction, all construction activity shall immediately cease. The State Historic Preservation Office shall be contacted (phone: 503-986-0674).
13. **Hazards to Recreation, Navigation or Fishing:** The activity shall be timed so as not to unreasonably interfere with or create a hazard to recreational or commercial navigation or fishing.
14. **Construction Corridor:** There shall be no removal of vegetation or heavy equipment operating or traversing outside the designated construction corridor or footprint (Figure 3).
15. **Operation of Equipment in the Water:** Heavy equipment may be positioned on or traverse the area below ordinary high water only when equipment is positioned on top of timber matting as described in the application. The turbidity curtains and monitoring must also be implemented as described in the application.
16. **Fish Salvage Required:** Fish must be salvaged from the work area isolated from river by turbidity curtains. Fish salvage is the responsibility of the permittee; the permittee or project sponsors may need to hire a private contractor to do this. Permits from NOAA fisheries and ODFW Fish Research are required to salvage fish. Permit information may be obtained by contacting ODFW Research at 503-947-6254 or Fish.Research@state.or.us
17. **Sediment Relocation Required:** Prior to concrete braking and removal the sediment surrounding the concrete will be placed downstream of the work area to reduce the impacts to sediment dwelling organisms such as juvenile lamprey and fresh-water mussels.
18. **Waste Concrete Disposal:** Old concrete and other waste material removed from the site shall be disposed of in a licensed disposal facility. There shall be no temporary storage of the materials below top of bank or in any wetland, Federal Emergency Management Administration designated floodway, or an area historically subject to landslides.
19. **Fish Passage Required:** The project shall meet Oregon Department of Fish and Wildlife requirements for fish passage.
20. **Raising or Redirecting Water:** The project must not cause water to rise or be redirected and result in damage to structures or property on the project site as well as adjacent, nearby, upstream, and downstream of the project site.

ATTACHMENT B

Permit Holder: City of Grants Pass

Project Name: Rogue River Bridge Footing

Maps and Drawings for Removal/Fill Permit No. 59659-RP



CITY OF GRANTS PASS CONCRETE FOOTING REMOVAL PROJECT NO. WA 5096

DECEMBER 2016

PRELIMINARY - FOR PERMIT ONLY

INDEX OF DRAWINGS

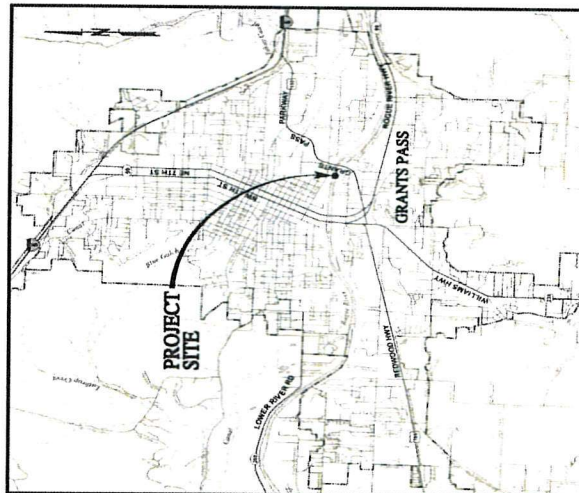
SHEET	TITLE
1	COVER SHEET, INDEX OF DRAWINGS, VICINITY MAP AND LOCATION MAP
2	GENERAL NOTES AND ABBREVIATIONS
3	PROJECT SITE
4	DEMOLITION PLAN
5	RESTORATION PLAN <TO FOLLOW>



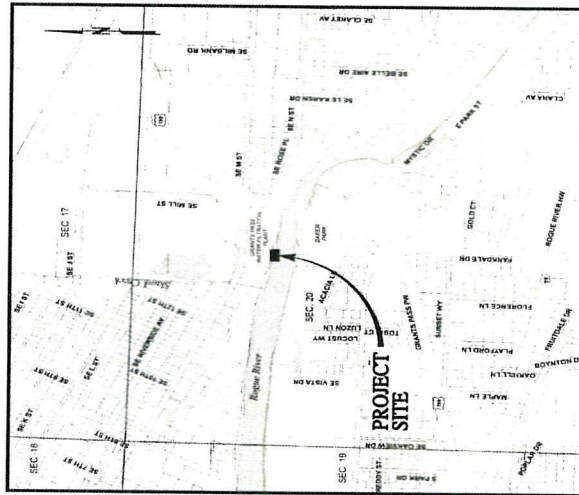
Know what's below.
Call before you dig.

ATTENTION: OREGON LAW REQUIRES THE CONTRACTOR TO FOLLOW THE RULES ADOPTED BY THE OREGON UTILITY NOTIFICATION CENTER. THOSE RULES ARE LOCATED IN OAR 820-001-0010 THROUGH OAR 820-001-0010. THE CONTRACTOR MUST FOLLOW THE RULES OF THE OREGON UTILITY NOTIFICATION CENTER. (NOTE: THE TELEPHONE NUMBER FOR THE OREGON UTILITY NOTIFICATION CENTER IS 503-332-1897.) THE ONE-CALL NUMBER IS 1-800-332-1244.

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Murray Smith & Associates, Inc.
Engineers/Planners
208 S.W. 3rd Ave. Suite 1170
Portland, Oregon 97204
PHONE: 503-252-9810
FAX: 503-271-4807



VICINITY MAP
SCALE: 1"=1.000'



LOCATION MAP
SCALE: 1"=500'

WATER FILTRATION PLANT
1811 SE 14th STREET
GRANTS PASS, OR 97526

15-1850

